

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT**

Police –Petition of Sri M.M.Pasha, PC PR 858, Communications, Hyderabad, for treating the period of suspension and out of employment period as on duty – Rejected – Orders – Issued.

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HOME (SERVICES – II) DEPARTMENT

**G.O.Ms.No. 119**

**Dated:24-2-2009.**

**Read the following:**

1. Representation from Sri. M.M.Pasha PC PR 858, Communications, Hyderabad, dated 29-2-2008
2. Govt.Memo.No.7677/Ser.II/A3/2008 , dated: 13-3-2008
3. From the DGP, AP, Hyderabad L.Dis.No.454/Appeal-4/ 2008, dated 29-07-2008

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**ORDER:**

In the representation 1<sup>st</sup> read above, Sri M.M.Pasha, PC PR 858, Communications, Hyderabad, has submitted a representation to the Government requesting to treat the period of suspension and out of employment period as on duty.

2. In the letter 3<sup>rd</sup> read above, the DGP, AP, Hyderabad, has stated that the Director, Police Communications, Hyderabad, has informed that the disciplinary case in respect of Sri M.M.Pasha, PC- 858, pertains to the year 1982 and the connected records of the case are not available. As ascertained from the service book of the petitioner, he was placed under suspension from 20/02/1982 to 19/04/1983 for the delinquency of unauthorized absence and eventually awarded a penalty of “ Removal from service” by the S.P.C., A.P., Hyderabad, in proceedings No.5/PR/1982,dated 29/09/1984. The petitioner was reinstated in to service by the Special IGP (Communications), Hyderabad, in proceedings No.955/A3/85, with effect from 12/03/1986. Further, on the representation of the individual, the Special IGP, (Communications), Hyderabad, has issued orders treating the “ period of suspension” from 21/02/1982 to 18/04/1983 and the “ period of out of employment” from 22/02/1985 to 11/03/1986 as “Not on duty”

3. The DGP, AP, Hyderabad, has further stated that the petitioner put in a revision petition to the DGP, A.P., Hyderabad, in the year 2005. Since connected records of the case were not available, the revision petition was rejected on 21/02/2005 on the following grounds:

- a) There are no records to substantiate petitioner’s contention that he was “ fully exonerated of the punishment on reinstatement”. There is no speaking order to this effect.
- b) The revision petition was put in after expiry of a decade period and no connected records are available.

4. Aggrieved by the above orders, the individual, in the reference 1<sup>st</sup> read above, has submitted a Petition to Government requesting to treat the “ period of suspension” from 21/02/1982 to 18/04/1983 and the “period of out of employment” from 22/02/1985 to 11/03/1986 as on duty for all purposes

5. After detailed examination of the matter, Government have observed that the reinstatement of the removed employee itself is a concession given to Sri M.M.Pasha, PC PR 858, Communications, Hyderabad. The treatment of the period of suspension and out of employment as Not duty is not correct. It should be treated as “Dies Non”, as per FR 18. The rejection of the revision petition of the individual, by the Addl DGP (Admn), AP, Hyderabad, in Proceedings T.Dis.No.108/Appeal-4/2004, dated 21-2-2005 is in order, as revision was made after 20 years. The present petition to Government does not merit any consideration after 22 years.

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6. Accordingly, Government have reopen the issue and hereby regularize the period of unauthorized absence on 16-2-1992, suspension from 21/02/1982 to 18/04/1983, and out of employment from 22/02/1985 to 11/03/1986 in respect of Sri M.M.Pasha, PC PR 858, Communications, Hyderabad, as "Dies Non" under FR 18, duly rejecting the petition in the reference 1<sup>st</sup> read above, as it does not merit any consideration.

7. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary follow up action in the matter accordingly.

8. This order issues with the concurrence of the Finance ( FR.II) Department, vide their U.O.No. 34112/717/FR.II/2008, dated: 28-11-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJOYENDRA PYAL**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To,  
The Director General of Police, Andhra Pradesh, Hyderabad  
The Individual through the Director General of Police, Andhra Pradesh, Hyderabad  
Copy to  
The PS to Principal Secretary to Government, Home Department,  
SF/SC

**//Forwarded :: By order::**

**SECTION OFFICER**